

IRDM.025CCD (IDC-0003C1C1D1)

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Miles, Mark W.
Appl. No. : 10/082,397
Filed : February 25, 2002
For : VISIBLE SPECTRUM
MODULATOR ARRAYS
Examiner : Mai, Huy Kim
Group Art Unit : 2873

CERTIFICATE OF FAX TRANSMISSION

I hereby certify that this correspondence and all marked attachments are being transmitted via facsimile to the USPTO Central Fax No. (571) 273-8300 on the date shown below:

January 13, 2006

(Date)

Mark M. Abumeri, Reg. No. 43,458

PETITION TO ACCEPT UNINTENTIONALLY DELAYED DOMESTIC PRIORITY
CLAIM UNDER 37 C.F.R. § 1.78(a)

Mail Stop Petition

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

Please accept a change in the domestic priority claim of this application as provided in an Amendment filed herewith. In support of this petition pursuant to 37 C.F.R. § 1.78(a)(3), Applicant provides the following:

(i) the reference required by 35 U.S.C. § 120 and 37 C.F.R. § 1.78(a)(2) to the prior-filed application(s), as provided in the Amendment filed herewith;

(ii) the surcharge set forth in 37 C.F.R. § 1.17(t) is enclosed; and

(iii) Applicant submits that the entire delay from the date the claim for priority was due under 37 C.F.R. § 1.78(a)(2)(ii) to the date of the present claim for priority was unintentional.

01/18/2006 SSESHE1 00000138 111410 10082397

01 FC:1454 1370.00 DA

01/17/2006 SSESHE1 00000018 10082397

02 FC:2453 750.00 DA

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Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: January 13, 2006

By: 

Mark M. Abumeri
Registration No. 43,458
Attorney of Record
Customer No. 20,995
(619) 235-8550

AMEND

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